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CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 4341

AN ORDINANCE regarding the authority to condition or deny proposals under the State Environmental Policy Act; designating state growth legislation as possible bases for the exercise of authority under SEPA; and amending Bellevue City Code 22.02.140.

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES ORDAIN AS FOLLOWS:

Section 1. Bellevue City Code 22.02.140, and Ordinance No. 2603, as last amended by Ordinance No. 4102, are amended to read as follows:

22.02.140 Authority to condition or deny proposals.

- A. Any proposal may be conditioned or denied by the city pursuant to RCW 43.21C.060 and WAC 197-11-660 subject to the limitations and requirements contained therein.
- B. Pursuant to RCW 43.21C.060 the following policies, plans, codes and regulations as they now read or are hereafter amended are identified and designated by the city council as possible bases for the exercise of authority under SEPA:
  - 1. The Comprehensive Plan of the city, Bellevue City Code, Title 21;
  - 2. The Land Use Code of the city, Bellevue City Code, Title 20;
  - 3. Ordinance No. 3942, Comprehensive Drainage Plan.
  - 4. Resolution No. 5084, City Public Works Development Standards;
  - 5. Adopted Capital Improvement Program Plan;
  - 6. Six-Year Transportation Improvement Program;
  - 7. Right-of-Way Code, Bellevue City Code Chapter 14.30;
  - 8. Resolution No. 4972, Bellevue Comprehensive Sewer Plan;
  - 9. Ordinance No. 3337, Water and Sewer Utility Regulations and Sewer Utility Regulations;

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10. Resolution No. 4554, Water System Comprehensive Plan;
  11. Resolution No. 4153, adopting water and sewer developer extension agreements;
  12. Exhibit A of Resolution No. 3946, Bellevue Pedestrian Corridor Guidelines;
  13. Section 1 of Ordinance No. 3309, Design Guidelines: Building/Sidewalk Relationships, as those documents now read or hereafter are amended;
  14. The Development Code of the city, Bellevue City Code, Title 22;
  15. The Construction Codes of the city, Bellevue City Code, Title 23.
  16. The Utilities Codes of the city, Bellevue City Code, Title 24;
  17. Resolution No. 4865, Sensitive Areas Notebook;
  18. Resolution No. 4939, the Parks, Open Space and Recreation Plan;
  19. City Parks Master Plans as adopted by the city council and as referenced by a list maintained by the director of design and development;
  20. Bellevue City Code Chapter 9.18, Noise Control;
  21. Traffic Standards Code, Bellevue City Code Chapter 14.10.
  22. Growth Act, Chapter 17, Laws of 1990, 1st. Ex. Sess.
  23. Growth Strategies Act, Chapter 32, Laws of 1991, 1st Ex. Sess.
- C. The responsibility for enforcing conditions under SEPA rests with the department or official responsible for enforcing the decision on the underlying action.
- D. This section shall not be construed as a limitation on the authority of the city to approve, deny or condition a proposal for reasons based upon other statutes, ordinances, or regulations.


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Section 2. This ordinance shall take effect and be in force thirty days after passage by the City Council.

PASSED by the City Council this 16<sup>th</sup> day of February, 1992, and signed in authentication of its passage this 16<sup>th</sup> day of March, 1992.

(SEAL)

  
Cary Bozeman, Mayor

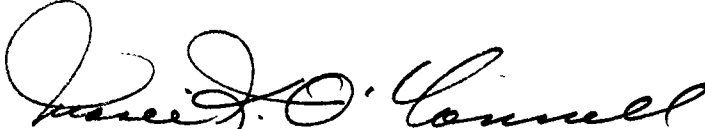
Approved as to form:

Richard L. Andrews, City Attorney

  
Richard L. Andrews, City Attorney

Richard L. Andrews, City Attorney

Attest:

  
Marie K. O'Connell, City Clerk

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Published March 20, 1992